

FORM PTO-1000 (REV. 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 1-15517	
<b>TRANSMITTAL LETTER TO THE UNITED STATES          DESIGNATED/ELECTED OFFICE (DO/EO/US)          CONCERNING A FILING UNDER 35 U.S.C. 371</b>				U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold;">09/936155</div>	
INTERNATIONAL APPLICATION NO. PCT/DE00/00746		INTERNATIONAL FILING DATE 06 March 2000 (06.03.00)		PRIORITY DATE CLAIMED 08 March 1999 (08.03.99)	
TITLE OF INVENTION GAS SENSOR AND METHOD OF OPERATING A GAS SENSOR					
APPLICANT(S) FOR DO/EO/US ALEKSANDRE SHULGA and UDO SCHMALE					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)), and verification of translation           <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input checked="" type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)), and verification of translation</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>					
<b>Items 11 to 20 below concern document(s) or information included:</b>					
<ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</li> <li>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information: <b>formal drawings (8 sheets); return card; express mail certificate; copy of International Search Report (with English translation; copy of International Preliminary Examination Report with Annexes and amended pages of specification and claims (English translation)</b></li> </ol>					

U.S. APPLICATION NO. <b>09/936155</b>	INTERNATIONAL APPLICATION NO <b>PCT/DE00/00746</b>	ATTORNEY'S DOCKET NUMBER <b>1-15517</b>
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21. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO. .... <b>\$1000.00</b> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$860.00</b> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$710.00</b> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$690.00</b> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b> <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>	<b>CALCULATIONS PTO USE ONLY</b>  <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"><b>\$ 860.00</b></td> <td style="width: 50%;"></td> </tr> <tr> <td><b>\$ -</b></td> <td></td> </tr> </table>	<b>\$ 860.00</b>		<b>\$ -</b>	
<b>\$ 860.00</b>					
<b>\$ -</b>					

Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ -	
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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	20 - 20 =		x \$18.00	\$ -	
Independent claims	1 - 3 =		x \$80.00	\$ -	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$ -	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$ 860.00</b>	

<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ -	
<b>SUBTOTAL =</b>				<b>\$ 860.00</b>	

Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ -	
<b>TOTAL NATIONAL FEE =</b>				<b>\$ 860.00</b>	

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +				\$ -	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$ 860.00</b>	

	Amount to be refunded:	\$
	charged:	\$

a. ☒ A check in the amount of \$ 860.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
 A duplicate copy of this sheet is enclosed.

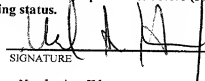
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
 overpayment to Deposit Account No. 13-1816. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card  
 information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: <b>MARSHALL &amp; MELHORN, LLC</b> <b>D. Edward Dolgorukov</b> <b>Four SeaGate - 8th Floor</b> <b>Toledo, Ohio 43604</b>  <b>Phone (419) 249-7146</b> <b>Fax (419) 249-7151</b>  <b>September 7, 2001</b>	<div style="text-align: center;">             SIGNATURE  <hr/> <b>Mark A. Hixon</b>            NAME  <hr/> <b>44,766</b>            REGISTRATION NUMBER  <hr/> </div>
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09/936155

1-15517

"Express Mail" Label Number EL 850046537US

I hereby certify that this correspondence is being deposited  
with the United States Postal Service "Express Mail Post Office  
to Addressee" service under 37 CFR 1.10 on September 7, 2001  
and is addressed to the Commissioner for Patents, Box PCT,  
Washington, D.C. 20231.

Kathleen J. Moore  
(signature of person mailing correspondence)

Kathleen J. Moore

(Typed name of person mailing correspondence)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	]	
ALEKSANDRE SHULGA and	]	Group Art Unit:
UDO SCHMALE	]	
	]	
Serial No.	]	
Filed:	]	Examiner:
	]	
Filing Under 35 U.S.C. 371 in	]	
the DO/EO/US off PCT/DE00/00746	]	
filed 06 MARCH 2000	]	
	]	Attorney Docket 1-15517
For: GAS SENSOR AND METHOD FOR	]	
OPERATING A GAS SENSOR	]	

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September 7, 2001

Box PCT  
Commissioner for Patents  
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Honorable Sir:

Prior to the first Office Action and before calculating the  
filing fee, please amend the application being filed concurrently  
herewith under 35 U.S.C. 371 as follows:

In the Specification:

Page 1, above line 1, insert --TITLE--; line 2, insert  
--BACKGROUND OF THE INVENTION--.

Page 2, line 3, before the second paragraph, please insert  
the following new paragraphs:

--Thus, US 5,608,219 teaches a device for detecting at least one  
gas with an absorption band in the infrared range, comprising a  
cell which contains the gas sample to be tested, an infrared  
radiation source, a power supply for the radiation source, an  
infrared radiation sensor and a measured-value evaluation unit  
which is secured to the sensor.

EP 512 535 teaches a portable carbon dioxide monitor in which the  
carbon dioxide is determined by non-dispersive infrared  
measurements.

EP 503 511 teach a device for the analytical determination of carbon dioxide and water through infrared analysis techniques. The gas analyzer here contains a radiation source, a sample cell and a reference cell, a detector and a gas supply.

US 5,734,165 describes an infrared photometer which is integrated in a compact housing in which an infrared radiation source is provided with a pulse frequency of between 0.01 and 10Hz.

US 4,914,720 teaches a gas analyzer which is based on non-dispersive infrared photometry and with which different gases in gas mixtures can be determined.--

Page 3, line 4, insert --SUMMARY OF THE INVENTION--.

Page 7, line 24, insert --BRIEF DESCRIPTION OF THE DRAWINGS--.

Page 8, line 13, insert --DESCRIPTION OF THE PREFERRED EMBODIMENT--.

In the Claims:

Please amend original claims 1-20 as follows:

1. (Amended) An infrared gas sensor with an energy supply apparatus for operating at least one radiation source with current or voltage pulses, with at least one measurement area disposed in the beam path, with at least one wavelength-selecting element, with at least one detector element emitting an electrical measurement signal and with a switching device to control the pulse duration of the current or voltage pulses, wherein the switching device has means for setting the pulse duration in such a way that the current or voltage pulse is turned off in a manner such that the pulse duration is smaller than that required to reach the maximum ( $\tau_{MAX}$ ) of the at least one measurement signal of the at least one detector element.
2. (Amended) An infrared gas sensor according to claim 1, wherein the at least one detector element is at least one of a radiation detector and a pressure transducer, especially a microphone.
3. (Amended) An infrared gas sensor according to claim 1, wherein the current or voltage pulse is turned off after a specific time  $t = \tau$ , the time  $\tau$  lying between the turn-on time  $t = 0$  of the current or voltage pulse and  $\tau_{MAX}$ .

4. (Amended) An infrared gas sensor according to claim 1, wherein the turn-off takes place when a specific measurement signal value is reached within the pulse duration.
5. (Amended) An infrared gas sensor according to claim 1, wherein the turn-off occurs when a specific value of the first derivative of the measurement signal is reached within the pulse duration.
6. (Amended) An infrared gas sensor according to claim 1, wherein the turn-off occurs when the maximum value of the first derivative of the measurement signal is reached within the pulse duration.
7. (Amended) An infrared gas sensor according to claim 1, wherein the turn-off occurs when a specific value of the integral of the measurement signal over a time interval, starting from the turn-on time  $t = 0$  is reached within the pulse duration.
8. (Amended) An infrared gas sensor according to claim 1, wherein the switching device is so operated that a pulse/pause ratio of less than 0.01 is set.

9. (Amended) A method for operating an infrared gas sensor according to claim 1, wherein the current or voltage pulse is turned off in a manner such that the pulse duration is smaller than that used to reach the maximum ( $t_{MAX}$ ) of the measurement signal of the at least one detector element.
10. (Amended) A method according to claim 9, wherein the current or voltage pulse is turned off after a specific time  $t = T$ ,  $T$  lying between  $t = 0$  of the current or voltage pulse and  $t_{MAX}$ .
11. (Amended) A method according to claim 9, wherein the current or voltage pulse is turned off when the maximum value of the first derivative of the measurement signal is reached within the pulse duration.
12. (Amended) A method according to claim 9, wherein, to determine the gas concentration, the value of the measurement signal at a specific time  $t_{meas}$ , which is smaller than the pulse duration, is used.



13. (Amended) A method according to claim 9, wherein, to determine the gas concentration, the value of the first derivative of the measurement signal at a specific time  $\tau_{\text{mes}}$ , which is smaller than the pulse duration, is used.
14. (Amended) A method according to claim 9, wherein, to determine the gas concentration, the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $\tau_{\text{mes}}$ , which is smaller than the pulse duration, is used.
15. (Amended) A method according to claim 9, wherein, to determine the gas concentration the value of the integral of the measurement signal over a period of time starting from the turn-on point  $t = 0$  up to a specific time  $\tau_{\text{mes}}$ , which is smaller than the pulse duration, is used.
16. (Amended) A method according to claim 9, wherein, to determine the gas concentration, the maximum value of the first derivative of the measurement signal is used.

17. (Amended) A method according to at least one of claim 9, wherein, to determine the gas concentration, at least one of the times is used at which a specific value of the measurement signal, of the N-th derivative ( $N > 1$ ) of the measurement signal or of the integral of the measurement signal is reached.
18. (Amended) A method according to claim 9 wherein, to determine the gas concentration, the time at which the maximum value of the first derivative of the measurement signal is reached, is used.
19. (Amended) A method according to claim 9, wherein, to determine the gas concentration, the time of the first zero crossing of the second derivative of the measurement signal is used.

20. (Amended) A method for operating an infrared gas sensor according to claim 9, to determine the concentration of a gas, comprising evaluating the results of at least two tests of the same measurement signal, said at least two tests being selected from the group consisting of:

a) turning off the pulse such that the maximum value of the first derivative of the measurement signal is reached within the pulse duration;

b) using the value of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration;

c) using the value of the first derivative of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration;

d) using the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration;

e) using the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration;

f) using the maximum value of the first derivative of the measurement signal;

g) using at least one of the times at which a specific value of the measurement signal, of the N-th derivative ( $N > 1$ ) of the measurement signal or of the integral of the measurement signal is reached;

h) using the time at which the maximum value of the first derivative of the measurement signal is reached; and

i) using the time of the first zero crossing of the second derivative of the measurement signal.

In the Abstract:

Page 17, please delete the Abstract currently on file.

Please add the following new Abstract:

-The invention relates to an infrared gas sensor with an energy supply apparatus for operating at least one radiation source with current or voltage pulses, with at least one measurement area disposed in the beam path, with at least one wavelength-selecting element, with at least one detector element emitting an electrical measurement signal and with a switching device to control the pulse duration of the current or voltage pulses. The switching device has means for setting the pulse duration in such a way that the current or voltage pulse is so turned off that the required pulse duration is smaller than that required to reach the maximum ( $t_{MAX}$ ) of the at least one measurement signal of the at least one detector element.-

REMARKS

Applicant has amended the specification, claims and abstract to adapt them to U.S. patent practice, to eliminate multiple dependencies and to incorporate the amendments filed in the European Patent Office on February 2, 2001 (copy attached as Exhibit A), in PCT/DE00/00746, priority of which is claimed. A separate marked-up version of the changes made to the claims is attached hereto entitled "Version With Markings To Show Changes Made". As the changes to the specification, including headings and paragraphs, are considered to be insertions, and deletion of the previously pending Abstract and submission of a new Abstract, it is respectfully submitted that a separate marked-up copy is not required for the specification amendments.

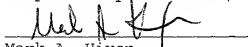
Claims 1-20 have been amended and are currently pending in the present application. No new matter has been added by any of these amendments.

Favorable consideration of the application as amended is respectfully requested.

ATTORNEYS

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Respectfully submitted,

  
Mark A. Hixon  
Registration No. 44,766

**Version With Markings To Show Changes Made**In the Claims:

1. [Infrared] An infrared gas sensor with an energy supply apparatus for operating at least one radiation source with current or voltage pulses, with at least one measurement area disposed in the beam path, with at least one wavelength-selecting element, with at least one detector element emitting an electrical measurement signal and with a switching device [(3)] to control the pulse duration of the current or voltage pulses,  
[characterised in that]  
wherein the switching device [(3)] has means for setting the pulse duration in such a way that the current or voltage pulse is [so] turned off in a manner such that the pulse duration is smaller than that required to reach the maximum ( $t_{MAX}$ ) of the at least one measurement signal of the at least one detector element.

2. [Infrared] An infrared gas sensor according to claim 1, [characterised in that] wherein the at least one detector element is at least one of a radiation detector and[/or] a pressure transducer, especially a microphone.
3. [Infrared] An infrared gas sensor according to claim 1, [or 2, characterised in that] wherein the current or voltage pulse is turned off after a specific time  $t = \tau$ , the time  $\tau$  lying between the turn-on time  $t = 0$  of the current or voltage pulse and  $\tau_{MAX}$ .
4. [Infrared] An infrared gas sensor according to [at least one of claims 1 to 3, characterised in that] claim 1, wherein the turn-off takes place when a specific measurement signal value is reached within the pulse duration.
5. [Infrared] An infrared gas sensor according to [at least one of claims 1 to 4, characterised in that] claim 1, wherein the turn-off occurs when a specific value of the first derivative of the measurement signal is reached within the pulse duration.



6. [Infrared] An infrared gas sensor according to [at least one of claims 1 to 5, characterised in that] claim 1, wherein the turn-off occurs when the maximum value of the first derivative of the measurement signal is reached within the pulse duration.
7. [Infrared] An infrared gas sensor according to [at least one of claims 1 to 6, characterised in that] claim 1, wherein the turn-off occurs when a specific value of the integral of the measurement signal over a time interval, starting from the turn-on time  $t = 0$  is reached within the pulse duration.
8. [Infrared] An infrared gas sensor according to [at least one of claims 1 to 7, characterised in that] claim 1, wherein the switching device is so operated that a pulse/pause ratio of less than 0.01 is set.
9. [Method] A method for operating an infrared gas sensor according to [at least one of claims 1 to 8, characterised in that] claim 1, wherein the current or voltage pulse is [so] turned off in a manner such that the pulse duration is smaller than that used to reach the maximum ( $\tau_{MAX}$ ) of the measurement signal of the at least one detector element.

10. [Method] A method according to claim 9, [characterised in that] wherein the current or voltage pulse is turned off after a specific time  $t = T$ ,  $\tau$  lying between  $t = 0$  of the current or voltage pulse and  $\tau_{MAX}$ .
11. [Method] A method according to claim 9, [or 10, characterised in that] wherein the current or voltage pulse is turned off when the maximum value of the first derivative of the measurement signal is reached within the pulse duration.
12. [Method] A method according to claim 9, [at least one of claims 9 to 11, characterised in that,] wherein, to determine the gas concentration, the value of the measurement signal at a specific time  $\tau_{meß}$ , which is smaller than the pulse duration, is used.
13. [Method] A method according to claim 9, [at least one of claims 9 to 11, characterised in that,] wherein, to determine the gas concentration, the value of the first derivative of the measurement signal at a specific time  $\tau_{meß}$ , which is smaller than the pulse duration, is used.

14. [Method] A method according to claim 9, [at least one of claims 9 to 13, characterised in that,] wherein, to determine the gas concentration, the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $t_{\text{meas}}$ , which is smaller than the pulse duration, is used.
15. [Method] A method according to claim 9, [at least one of claims 9 to 14, characterised in that] wherein, to determine the gas concentration the value of the integral of the measurement signal over a period of time starting from the turn-on point  $t = 0$  up to a specific time  $t_{\text{meas}}$ , which is smaller than the pulse duration, is used.
16. [Method] A method according to claim 9, [at least one of claims 9 to 15, characterised in that,] wherein, to determine the gas concentration, the maximum value of the first derivative of the measurement signal is used.

17. [Method] A method according to claim 9, [at least one of claims 9 to 16, characterized in that,] wherein, to determine the gas concentration, at least one of the times is used at which a specific value of the measurement signal, of the N-th derivative ( $N > 1$ ) of the measurement signal or of the integral of the measurement signal is reached.
18. [Method] A method according to claim 9, [at least one of claims 9 to 17, characterised in that,] wherein, to determine the gas concentration, the time at which the maximum value of the first derivative of the measurement signal is reached, is used.
19. [Method] A method according to claim 9, [at least one of claims 9 to 18, characterised in that,] wherein, to determine the gas concentration, the time of the first zero crossing of the second derivative of the measurement signal is used.

20. [Method] A method for operating an infrared gas sensor,  
[characterised in that] according to claim 9, to determine the  
concentration of a gas, comprising evaluating the results of at  
least two tests of the same measurement signal [for obtaining at  
least two evaluation results by at least two different methods,  
selected from the methods according to claims 11 to 19, is  
evaluated and the gas concentration is determined from the at  
least two evaluation results], said at least two tests selected  
from the group consisting of:

a) turning off the pulse such that the maximum value  
of the first derivative of the measurement signal is reached  
within the pulse duration;

b) using the value of the measurement signal at a  
specific time  $t_{\text{meß}}$ , which is smaller than the pulse duration;

c) using the value of the first derivative of the  
measurement signal at a specific time  $t_{\text{meß}}$ , which is smaller  
than the pulse duration;

d) using the value of an N-th derivative ( $N > 1$ ) of  
the measurement signal at a specific time  $t_{\text{meß}}$ , which is  
smaller than the pulse duration;

e) using the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $t_{\text{meß}}$ , which is smaller than the pulse duration;

f) using the maximum value of the first derivative of the measurement signal;

g) using at least one of the times at which a specific value of the measurement signal, of the N-th derivative ( $N > 1$ ) of the measurement signal or of the integral of the measurement signal is reached;

h) using the time at which the maximum value of the first derivative of the measurement signal is reached; and

i) using the time of the first zero crossing of the second derivative of the measurement signal.

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8 / PRTS

#### Gas sensor and method of operating a gas sensor

Infrared gas sensors are based on the principle of the selective absorption of infrared radiation by gases. The action principle and the operating manner of infrared gas sensors may be assumed as known.

Such gas sensors generally comprise one or more radiation sources, e.g. thermal radiators such as incandescent lamps, one or more absorption sections, wavelength-selecting elements (selective radiation filters such as e.g. interference filters) and one or more radiation detectors, which convert the optical signal into an electrical measurement signal. A large number of such detectors is known from prior art. The most frequently used types of detector are *inter alia* pyroelectric, semiconductor (e.g. on a PbSe base) thermophile and pneumatic detectors.

A further type of embodiment is based on the alteration in pressure as a result of the heating of the gas molecules in the measurement area, which is detected by means of a microphone. The heating is caused by the absorption of the radiation energy of the radiation source(s) by the measurement gas molecules to be

detected. An embodiment corresponding to prior art is disclosed in the patent DE 195 25 703 A1.

In optical gas sensors, the radiation source is generally operated continuously (in combination with a chopper) or intermittently with a pulsed voltage. In both cases, the signal is generally detected by means of a phase-sensitive electronics (lock-in technology) or respectively an RMS converter.

The invention relates to an infrared gas sensor with an energy supply apparatus for operating at least one radiation source, for example a heat radiation source or an infrared luminescence radiation source (e.g. diode, laser diode, infrared laser), with current or voltage pulses, with at least one measurement area arranged in the beam path with at least one detector emitting an electrical measurement signal and with one switching device to control the pulse duration of the current or voltage pulses. The invention relates furthermore to a method of operating such a sensor.

In a gas sensor of this type, known from DE 30 43 332 A1, the pulse duration of the radiation source, a heat radiator, is controlled in dependence on the maximum value of the measurement signal of a radiation detector at the exit of the measuring transducer. It is proposed here that the maximum value be obtained empirically or mathematically from the course of the response curve or of the measurement signal of the measuring transducer, and that the pulse duration be controlled, by interrupting the energy supply to the heat radiator, in such a way that the maximum value lies with certainty within the pulse duration. Furthermore it is proposed that the course of the response curve be monitored by means of a maximum value detector which interrupts the energy supply or respectively the current pulse when the maximum value



of the response curve is reached. With this gas sensor, a pulse/pause ratio of the energy supply of  $<1$  and preferably between 0.1 and 0.5 can be achieved.

The object underlying the invention is to create a gas sensor of this type which has a reduced energy consumption with high measuring accuracy.

This object is achieved in relation to the sensor by the features of patent claim 1 and in relation to the method by the features of claim 9. The subordinate claims list advantageous developments.

According to the invention, therefore, the switching device is so controlled that the pulse duration is smaller than the time interval until the measurement signal has reached the maximum at  $\tau_{MAX}$ . This can come about by the maximum rise of the detector signal

$$\left( \frac{dU_0(t)}{dt} \right)_{MAX}$$

being used as the measured value. The maximum rise of the signal is achieved substantially quicker than its maximum value:  $\tau' \ll \tau_{MAX}$ . Therefore the turn-on time of the radiation source  $\tau_0$  in this measurement process can be substantially shorter  $\tau' \leq \tau_0 \ll \tau_{MAX}$  than in all the previous ones. The pulse/pause ratio which can be thus realised is below 0.01.

The interval between individual measurements can be selected according to sensor design and application profile between a few seconds and several minutes, whereby it is possible for an operating period without a change of batteries (e.g. standard AA batteries) of more than half a year to be achieved.

This method according to the invention, like the methods according to the invention presented below, can be carried out both with a radiation detector and with an acoustic detector, such as e.g. a microphone, as the detector element. Simultaneously with a plurality of detectors, e.g. a radiation detector and a microphone, a plurality of signals can be produced, the measurement being carried out according to the invention for at least one of the two signals or also for a plurality of the signals or respectively for all the signals. When a plurality of signals is produced, the accuracy of the measurement can be further improved.

Suitable as radiation sources for infrared rays are for example incandescent lamps, thermal thin-film radiators, light emitting diodes and the like which can also be used as pulsed infrared radiation sources.

Another method of shortening the turn-on time of the radiation source, is using the measurement of the detector signal at a specific time  $\tau$  after turning on the radiation source as the sensor signal, this time  $\tau$  being smaller than the time of reaching the maximum value of the detector signal  $\tau_{MAX}$ :  $\tau < \tau_{MAX}$ . Preferably  $\tau$  lies between the time of reaching the maximum value of the rise of the detector signal  $\tau'$  and  $\tau_{MAX}$ :  $\tau' \leq \tau < \tau_{MAX}$ . As the measured value at the time  $\tau$ , both the instantaneous value of the detector signal  $U_D(\tau)$  and the instantaneous value of its first derivative can be used

$$\left( \frac{dU_D(t)}{dt} \right)_{t=\tau}$$

Furthermore it is also possible to use as the measured value the period of time after the turn-on of the radiator in which a specific level of the detector signal  $U''$  or a specific spacing from the detector

signal when the radiator is turned off (offset) is reached.

The period of time until a fixed rise of the detector signal is reached can also be used as the measurement signal.

Very advantageous is the operating manner of the gas sensor when the maximum rise of the detector signal

$$\left( \frac{dU_D(t)}{dt} \right)_{MAX}$$

or the time at which this maximum value is reached  $\tau'$  is used as the measurement signal. Here the maximum rise can be measured with the aid of a maximum value detector without giving the time of measurement.

The time  $\tau'$  can be determined e.g. with the aid of a zero crossing detector from the second derivative of the detector signal.

Measuring the integral of the detector signal up to a specific point of time  $\tau$ , e.g. up to the maximum of the rise of the detector signal  $\tau'$ , is a further possible measuring method.

Preferably that is an integral over a period of time starting from the turn-on point of the radiation source ( $t = 0$ ) up to a specific time  $\tau$  which is smaller than the pulse duration  $\tau < \tau_0$ :

$$\int_0^{\tau} U_D(t) dt .$$

Naturally also a plurality of the above-described methods and measured values (e.g.

$$\left( \frac{dU_D(t)}{dt} \right)_{MAX}$$

and  $\tau'$ ) can be combined with one another to increase the sensitivity or the reliability.

The invention also relates to a method of operating an infrared gas sensor such as has been explained in detail above.

The method according to the invention is carried out in such a way that the current or voltage pulse is so turned off that the pulse duration is smaller than that required to reach the maximum ( $\tau_{MAX}$ ) of the measurement signal of the radiation detector(s) or of the acoustic detector. Preferred embodiments of the method consist in the current or voltage pulse being turned off after a time  $t = \tau$ ,  $\tau$  lying between  $t = 0$  of the current or voltage pulse and  $\tau_{MAX}$ . It is particularly preferred if the current or voltage pulse is turned off at the maximum value of the first derivative of the measurement signal within the pulse duration. But all the embodiments previously explained in connection with the sensor can be used in the method according to the invention.

The method according to the invention has additional advantages. It is thus also possible with the method according to the invention to determine the gas concentration in a different manner. Thus the gas concentration can be determined from the value of the first derivative of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration or at a value of the N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $\tau_{mes}$ , which is smaller than the pulse duration. The gas concentration can furthermore be determined from the value of the integral of the measurement signal over a period of

time starting from the turn-on time  $t = 0$  up to a specific time  $t_{\text{meas}}$  which is smaller than the pulse duration. The first derivative can also be used for determining the gas concentration. Further preferred embodiments of the method for determining the gas concentration are quoted in claims 16 to 19.

The method according to the invention can also be used when the time constant of the detector is greater than the time constant of the radiation source used. It includes furthermore measuring methods and measuring arrangements suitable for same, in which the measurement signal dependent on the gas concentration is determined before the maximum of the detector signal is reached. In particular the pulse length of the voltage applied to the radiation source to operate same can be kept so short that the maximum of the detector signal is not reached. For frequently the kinetic course of the detector output signal, e.g. in the case of pyroelectric detectors, is determined more strongly by the properties, such as for example the time constant, of the detector itself than by the properties of the radiation source.

In what follows a few examples of the method according to the invention of the gas sensor according to the invention are described. The figures show:

Fig. 1 a typical signal shape for a pyroelectric radiation detector;

Fig. 2 a basic signal shape of a pyroelectric detector where there is a pulsed radiation source;

Fig. 3 a derivative circuit;

Fig. 4 a summing circuit;

- Fig. 5 the representation of a summing measurement;
- Fig. 6 a calibration curve of an infrared CO<sub>2</sub> sensor;
- Fig. 7 the dependency of the maximum value of the derivative of a sensor signal of an infrared CO<sub>2</sub> sensor on the turn-on time of the radiation source and
- Fig. 8 the course of the derivatives of the sensor signal of a pyroelectric detector for very short turn-on times.

In Fig. 1 is represented a typical signal shape for a radiation detector, here a pyroelectric detector.

The radiation source was here turned on at the time  $t = 0$ . Curve 1 reproduces the course of the output signal of the detector (minus offset). Curves 2 and 3 show the course of the first or the second derivative.

Fig. 2 shows the basic signal shape of a pyroelectric detector (Murata IRA410 QW1), which is exposed to the radiation of a pulsed radiation source (VCH T1 5 V, 60 mA). In Fig. 2 a group of curves is shown, the total turn-on time of the radiation source being used as a parameter. In Fig. 2 it can be recognised that the output signal of the pyroelectric detector requires approximately 2.5 seconds as a reaction to the switching on of a radiation source until it reaches its maximum. The maximum value of the first derivative of the detector signal is however reached after only 120 milliseconds (compare below, Fig. 8). If therefore the maximum value of the first derivative is used to determine the sensor signal, the radiation source can be turned off much earlier, such that the energy consumption of the radiation source is also considerably reduced. Moreover the detector signal

drops after such a short radiation pulse very much quicker to its normal level, which means that higher scanning rates without significant heating of the sensor and thus without heating-up time for the sensor can be used.

Fig. 3 shows a derivative circuit, by means of which the maximum value of the derivative of the sensor signal can be detected. In this derivative circuit, a microprocessor 2 controls a pulse generator 3 in such a way that the latter turns on the radiation source of a sensor 1 for a defined time. This time can be either rigidly set or can depend on the feedback from a peak value detector 6 to the microprocessor 2. The sensor 1 produces a measurement output signal by means of a radiation detector. This output signal passes through a low pass 4 in order to suppress higher frequency noise and a differentiator 5 in order to differentiate the measurement output signal electronically. This signal is input into a peak value detector 6, which stores the peak value of the derivatives and possibly, as described above, sends to the microprocessor 2 feedback on the attainment of the peak value. The derivative peak value detected by the peak value detector is passed to an analogue-to-digital converter 7 which converts and measures the present maximum value of the derivative of the sensor signal. Furthermore the signal of a temperature sensor contained in the sensor 1 is detected by the analogue-to-digital converter 7. Both values are then passed by the analogue-to-digital converter 7 to the microprocessor 2. The latter then resets the peak value detector and calculates from the measured values, with the aid of corresponding calibration functions, the concentration of the gas to be measured. The result is then indicated by the microprocessor 2 at an output or on a display 8.

Fig. 4 shows a summing circuit, in which a microprocessor 2 as in Fig. 3 drives a pulse generator 3 which turns on a radiation source of a sensor 1 for a defined time. The output signal of the radiation detector of the sensor 1 is passed to a subtractor 10, by any possible offset of the sensor signal being subtracted from the sensor signal. The voltage to be subtracted is provided to the subtractor 10 by the microprocessor 2 via a digital-to-analogue converter 13. The sensor signal thus freed of the offset is passed to a low pass 11 in which it is low-pass filtered and then received by an analogue-to-digital converter 12, converted into digital signals and passed to the microprocessor 2 which sums above a certain number of values.

If the offset of the sensor signal is temperature-dependent, it is furthermore possible to detect with the analogue-to-digital converter 12 any offset still present after the subtractor 10 before the radiation source is turned on. This comes about by the analogue-to-digital converter 12, before the radiation source is turned on, receiving the low-pass filtered offset of the sensor signal, converting it into digital signals and passing it also to the microprocessor 2, which sums above a specific number of values. The analogue-to-digital converter 12 can moreover measure the output of the temperature sensor contained in sensor 1 and pass this output to the microprocessor 2. The microprocessor 2 then calculates from the measured values, with the aid of a corresponding calibration function, the concentration of the gas to be measured.

Fig. 5 shows the course of a summing measurement, in which the offset of the sensor signal (detector: Murata IRA410 QW1) is determined by a summation of 2048 measurements of an analogue-to-digital converter (MAX 1246). The analogue-to-digital converter here measures



at a rate of 16,000 measurements per second. These measurements come about before the light source (VCH T1 5 V, 60 mA) is turned on. After the light source is turned on, there is a pause of about 125 milliseconds and then again 2048 measurements are carried out by the analogue-to-digital converter and are added up by a microprocessor. These values then form the actual infrared measured values. To calculate the concentration of the gas to be determined, the difference from these measured values and the measured offset is evaluated with the aid of a calibrating function.

Fig. 6 shows the calibration curve of an infrared CO<sub>2</sub> sensor (detector: Heimann LHi 807-TC-G2; source: VCH T1 5 V 125 mA; light path 25 mm) in the range between 0 ppm and 2100 ppm CO<sub>2</sub>. The linear calibration function is here optimised for the range between 800 ppm and 1200 ppm CO<sub>2</sub>. This calibration curve was recorded with a derivative circuit according to Fig. 3. It can be recognised that the signal intensity has been correlated with the CO<sub>2</sub> concentration and consequently a very reliable CO<sub>2</sub> sensor has been realised.

Fig. 7 shows the dependency of the maximum value of the derivatives of the detector signal of a pyroelectric infrared detector (Heimann LHi 807-TC-G2) on the turn-on period of the radiation source. A miniature incandescent lamp (VCH T1 5 V, 60 mA) was used here as the radiation source. As can be recognised, the maximum value of the derivative rises in the range between 40 milliseconds and 150 milliseconds and no longer alters the pulse duration above 150 milliseconds. Turning on the radiation source for more than 160 milliseconds thus only increases the energy consumption of the sensor, but does not contribute anything more to the concentration-dependent derivative output signal according to the invention.

Fig. 8 shows the course of the first derivative of the detector signal of a pyroelectric detector (Murata IRA410 QW1) with very short turn-on times. Fig. 8 here shows a group of curves, the turn-on time of the light source (VCH T1 5 V 60 mA) being used as the group parameter. This amounts to between 20 milliseconds and 630 milliseconds. It can be recognised that the maximum value of the first derivative of the detector signal for a pulse duration of the light source rises from 20 milliseconds to 160 milliseconds. Longer pulse widths than 160 milliseconds do not lead to any further increase in the maximum of the first derivative of the detector signal.

### Patent Claims

1. Infrared gas sensor with an energy supply apparatus for operating at least one radiation source with current or voltage pulses, with at least one measurement area disposed in the beam path, with at least one wavelength-selecting element, with at least one detector element emitting an electrical measurement signal and with a switching device (3) to control the pulse duration of the current or voltage pulses,

**characterised in that**

the switching device (3) has means for setting the pulse duration in such a way that the current or voltage pulse is so turned off that the pulse duration is smaller than that required to reach the maximum ( $\tau_{\max}$ ) of the at least one measurement signal of the at least one detector element.

2. Infrared gas sensor according to claim 1, **characterised in that** the at least one detector element is a radiation detector and/or a pressure transducer, especially a microphone.

3. Infrared gas sensor according to claim 1 or 2, **characterised in that** the current or voltage pulse is turned off after a specific time  $t = \tau$ , the time  $\tau$  lying between the turn-on time  $t = 0$  of the current or voltage pulse and  $\tau_{\max}$ .

4. Infrared gas sensor according to at least one of claims 1 to 3, **characterised in that** the turn-off takes place when a specific measurement signal value is reached within the pulse duration.

5. Infrared gas sensor according to at least one of claims 1 to 4, **characterised in that** the turn-off

occurs when a specific value of the first derivative of the measurement signal is reached within the pulse duration.

6. Infrared gas sensor according to at least one of claims 1 to 5, **characterised in that** the turn-off occurs when the maximum value of the first derivative of the measurement signal is reached within the pulse duration.

7. Infrared gas sensor according to at least one of claims 1 to 6, **characterised in that** the turn-off occurs when a specific value of the integral of the measurement signal over a time interval, starting from the turn-on time  $t = 0$  is reached within the pulse duration.

8. Infrared gas sensor according to at least one of claims 1 to 7, **characterised in that** the switching device is so operated that a pulse/pause ratio of less than 0.01 is set.

9. Method for operating an infrared gas sensor according to at least one of claims 1 to 8, **characterised in that** the current or voltage pulse is so turned off that the pulse duration is smaller than that used to reach the maximum ( $\tau_{\max}$ ) of the measurement signal of the at least one detector element.

10. Method according to claim 9, **characterised in that** the current or voltage pulse is turned off after a specific time  $t = \tau$ ,  $\tau$  lying between  $t = 0$  of the current or voltage pulse and  $\tau_{\max}$ .

11. Method according to claim 9 or 10, **characterised in that** the current or voltage pulse is turned off when the maximum value of the first derivative of the

measurement signal is reached within the pulse duration.

12. Method according to at least one of claims 9 to 11, **characterised in that**, to determine the gas concentration, the value of the measurement signal at a specific time  $\tau_{mea}$ , which is smaller than the pulse duration, is used.

13. Method according to at least one of claims 9 to 11, **characterised in that**, to determine the gas concentration, the value of the first derivative of the measurement signal at a specific time  $\tau_{mea}$ , which is smaller than the pulse duration, is used.

14. Method according to at least one of claims 9 to 13, **characterised in that**, to determine the gas concentration, the value of an N-th derivative ( $N > 1$ ) of the measurement signal at a specific time  $\tau_{mea}$ , which is smaller than the pulse duration, is used.

15. Method according to at least one of claims 9 to 14, **characterised in that** to determine the gas concentration the value of the integral of the measurement signal over a period of time starting from the turn-on point  $t = 0$  up to a specific time  $\tau_{mea}$ , which is smaller than the pulse duration, is used.

16. Method according to at least one of claims 9 to 15, **characterised in that**, to determine the gas concentration, the maximum value of the first derivative of the measurement signal is used.

17. Method according to at least one of claims 9 to 16, **characterised in that**, to determine the gas concentration, at least one of the times is used at which a specific value of the measurement signal, of the N-th derivative ( $N > 1$ ) of the measurement signal

or of the integral of the measurement signal is reached.

18. Method according to at least one of claims 9 to 17, **characterised in that**, to determine the gas concentration, the time at which the maximum value of the first derivative of the measurement signal is reached, is used.

19. Method according to at least one of claims 9 to 18, **characterised in that**, to determine the gas concentration, the time of the first zero crossing of the second derivative of the measurement signal is used.

20. Method for operating an infrared gas sensor, **characterised in that** the same measurement signal for obtaining at least two evaluation results by at least two different methods, selected from the methods according to claims 11 to 19, is evaluated and the gas concentration is determined from the at least two evaluation results.

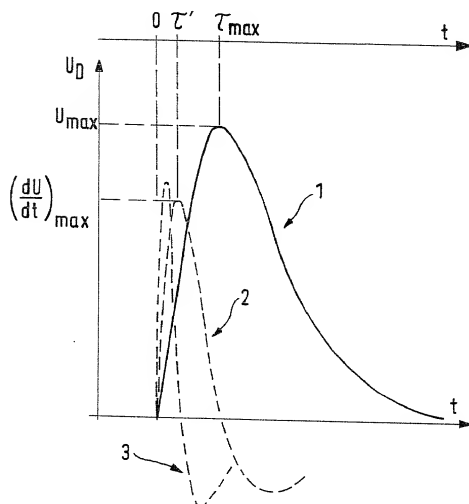


FIG.1

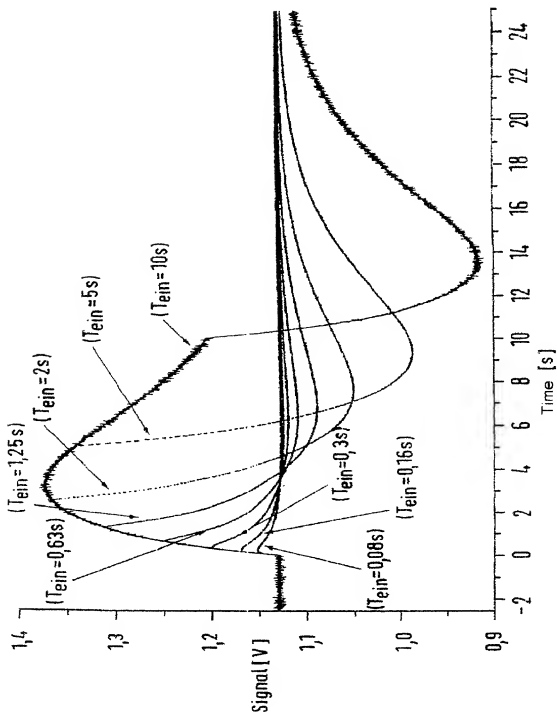

 $[T_{ein} = T_{on}]$ 

FIG.2



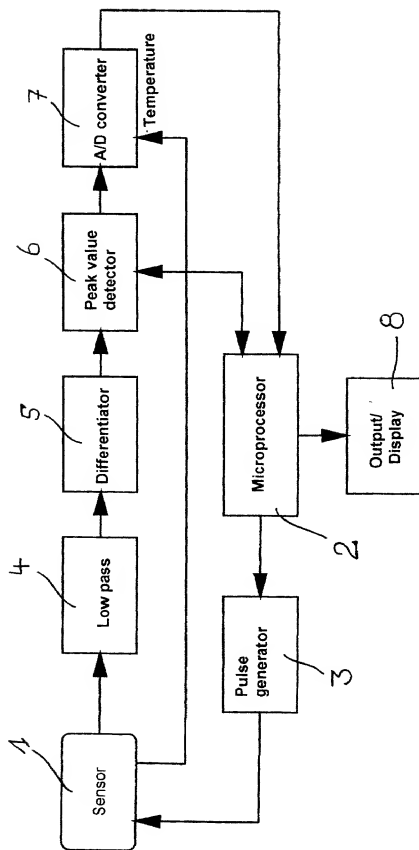


Fig. 3

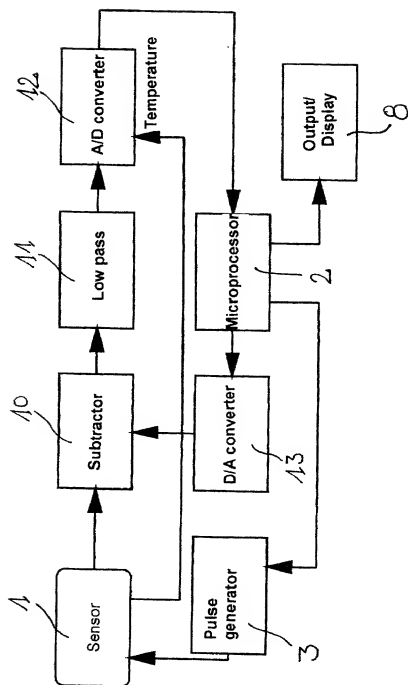


Fig. 4

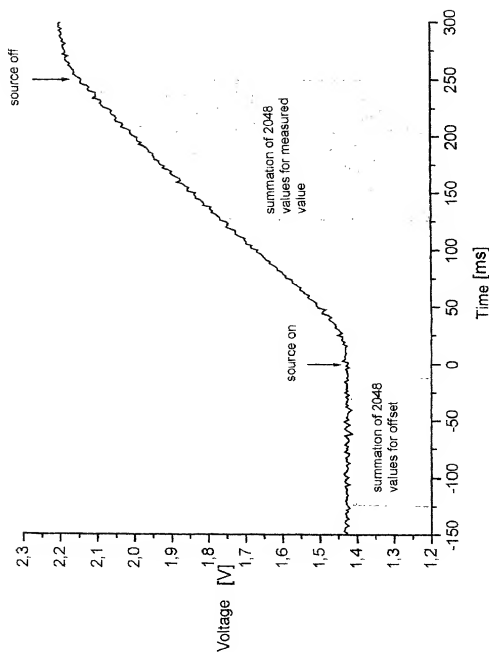


Fig. 5

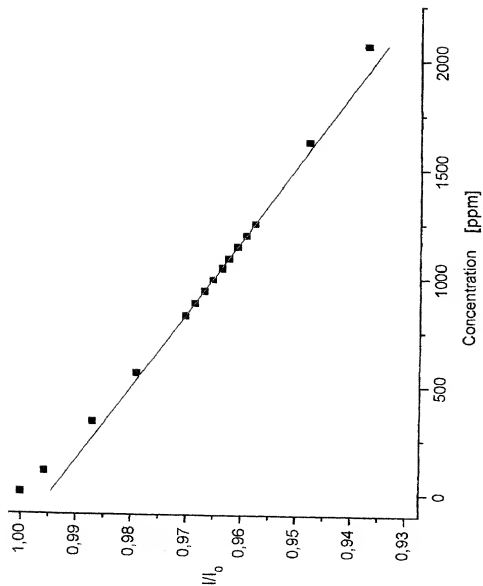


Fig. 6

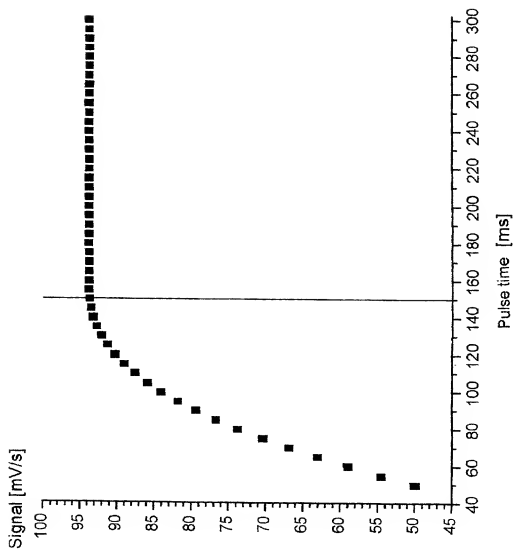


Fig. 7

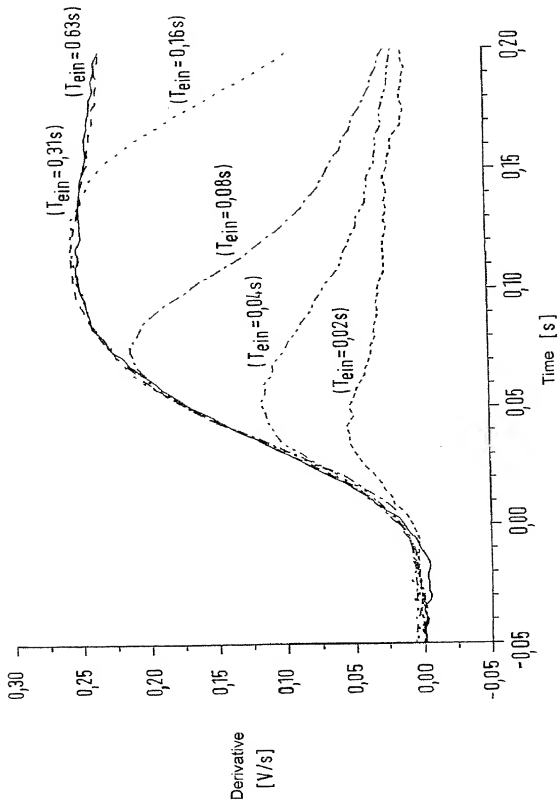


FIG.8

$[T_{ein} = T_{on}]$

COMBINED DECLARATION AND POWER OF ATTORNEY  
IN ORIGINAL APPLICATION

ATTORNEY DOCKET  
NO. 1-15517

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

GAS SENSOR AND METHOD OF OPERATING A GAS SENSOR

the specification of which

(check one)        is attached hereto.

XX is a filing under 35 USC 371 of PCT  
International Application No. PCT/DE00/00746  
filed March 6, 2000

XX was filed on                       
as U.S. Serial No. 09/936,155  
and was amended on September 7, 2001

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,

X and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent; and

       if this is a continuation-in-part application, information that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application, in accordance with 37 CFR 1.63(e); and

X in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
<u>199 10 104.3</u>	<u>Germany</u>	<u>08 March 1999</u>	<u>xx</u>	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
<u>199 22 590.7</u>	<u>Germany</u>	<u>17 May 1999</u>	<u>xx</u>	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>(Application No.)</u>	<u>(Filing Date)</u>	<u>(Status)</u>
		(patented, pending, abandoned)
<u>(Application No.)</u>	<u>(Filing Date)</u>	<u>(Status)</u>
		(patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith with full power of substitution and revocation: Phillip S. Oberlin, Reg. No. 19,066; D. Edward Dolgorukov, Reg. No. 26,266; Donald A. Schurr, Reg. No. 34,247; Mark A. Hixon, Reg. No. 44,766; Stephen P. Evans, Reg. No. 47,281; and Angelica M. Colwell, Reg. No. 46,637. Address all telephone calls to D. Edward Dolgorukov at telephone number (419) 249- 7146. Address all correspondence to MARSHALL & MELHORN, LLC, Four Seagate - 8th Floor, Toledo, Ohio 43604, Attention: D. Edward Dolgorukov.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



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Fifth inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
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Citizenship \_\_\_\_\_ Post Office Address \_\_\_\_\_

Full name of sixth joint inventor, if any \_\_\_\_\_  
Sixth inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
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**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(d))--NONPROFIT ORGANIZATION**

Docket Number (Optional)  
1-15517

Applicant, Patentee, or Identifier: Aleksandre Shulga et al

Application or Patent No.: 09/936,155

Filed or Issued: \_\_\_\_\_

Title: Gas Sensor and Method of Operating a Gas Sensor

I hereby state that I am an official empowered to act on behalf of the nonprofit organization identified below:  
NAME OF NONPROFIT ORGANIZATION Institut Fuer Chemo- Und Biosensorik Muenster  
ADDRESS OF NONPROFIT ORGANIZATION Mendelstrasse 7, D-48149 Muenster, e.V.  
Germany

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I hereby state that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention described in:

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- ☒ the application identified above.
- ☐ the patent identified above.

I hereby state that rights under contract or law have been conveyed to and remain with the nonprofit organization regarding the above identified invention. If the rights held by the nonprofit organization are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor or under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
- ☐ each such person, concern, or organization is listed below.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Aleksandre Shulga Alexandre Shulga

TITLE IN ORGANIZATION OF PERSON SIGNING Director Director

ADDRESS OF PERSON SIGNING Krichelmsstr. 22, 48149, Muenster, Germany

SIGNATURE [Signature] DATE Sept. 21, 2001  
September 21, 2001